

MINUTES OF THE BOARD OF CHURCHILL COUNTY COMMISSIONERS

155 N. Taylor St., Fallon, NV 89406

March 15, 2023

Call to Order:

The regular meeting of the Board of County Commissioners was called to order at 1:16 PM on March 15, 2023.

PRESENT:

Commissioner Harry Scharmann
Commissioner Justin Heath
Commissioner Myles Getto
County Manager Jim R. Barbee
Comptroller Sherry Wideman
Deputy District Attorney Joseph Sanford
Deputy Clerk to the Board Pamela D. Moore
Clerk/Treasurer Linda Rothery

ABSENT:

Pledge of Allegiance:

The Pledge of Allegiance was recited by the board and public.

Public Comment:

Chairman Scharmann asked if there was any public comment. Caroline Adams said I work for Lincare and we got a notice from the previous owners that we had to be out by the end of March. I don't know if you are aware of the commercial building shortage in town but there definitely is one. I have been trying since the day we got the notice to find someplace else. I take care of 680 oxygen patients. I have over 1,000 total patients from Austin, Nevada to Wadsworth, Nevada. I need the Commission to give us the time to find a suitable building that we can move into. Without that, we will have to end up splitting up equipment and supplies. We would have to have people come from Yerington or Reno to take care of our patients here and in Austin. We have a 2-hour guideline that we have to follow to take care of somebody whose concentrator quits or who is having problems with their equipment. I am asking the Commission to give us the time to find a suitable building to move into. Civil Deputy DA Joe Sanford said this is related to property at 101-131 North Maine Street across from the proposed courthouse building. The county has entered into a Purchase Agreement to purchase that property and one of the conditions was that there be no tenants that didn't already have a lease in place when escrow closed and that planned to be earlier than it is but is currently April 15th. Chairman Scharmann said is the problem that you can't find a location or because the rent is too high for some of these places. Caroline Adams said Lincare is actually a corporation out of Florida. I have to deal with the lease people that work there to get with people here and I have found a building and just barely sent the information to the lease people and I don't know how long it will take them to decide if that is a building we can get. That is over in the shopping mall by Wells Fargo. County Manager Barbee said we are happy to have a conversation with you. As you are aware, at this point, we don't own the property. We are in a Purchase Agreement, so

we would not be able to do anything until we own the property but we are always willing to work with folks in the community because you were under a month-to-month lease with the previous owner. This is just part of that process when the property would change over. You would have to approach us through my office. Caroline Adams said I will contact you directly.

Verification of the Posting of the Agenda:

It was verified by Pamela D. Moore, Deputy Clerk to the Board, that the Revised Agenda for this meeting was posted on the 9th day of March, 2023, between the hours of 8:00 and 9:00 AM at all of the locations listed on the Agenda, in accordance with NRS 241.

Consideration and possible action re: Approval of Agenda as submitted or revised:

Commissioner Myles Getto made a motion to approve the Agenda as revised as items were added. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Consideration and possible action re: Approval of Minutes of the meeting held on:

A- February 2, 2023.

The Minutes of the meeting held on February 2, 2023 are submitted for the board's consideration and approval.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Commissioner Justin Heath made a motion to approve the Minutes of the meeting held on February 2, 2023 as submitted. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

Appointments:

A. A- Consideration and possible action re: Update of current activities, plans, or actions related to the Bureau of Land Management's Carson City District.

Staff of the Stillwater Field Office will provide an update of current activities, plans, or actions related to the Bureau of Land Management's Carson City District.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

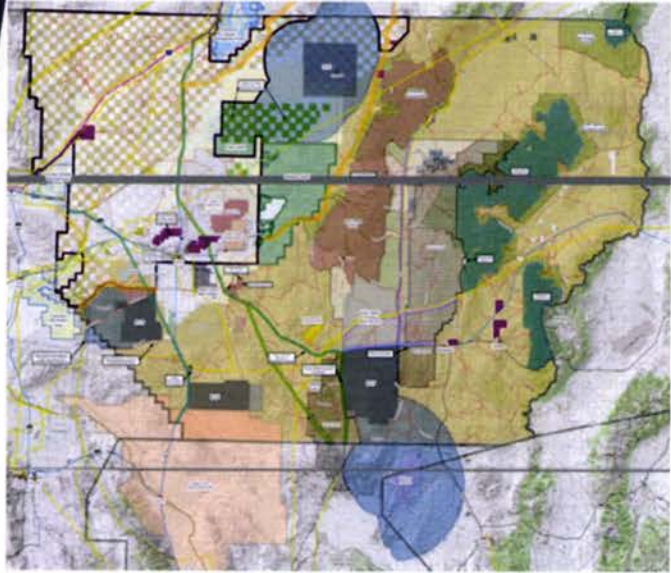
ACTION REQUESTED: None; Informational Only

Holly Cline, Acting Field Manager, Bureau of Land Management, said we are coming back to you with some answers from the last meeting and we hope to address those questions.

We have been assigned one attorney that we can go to for questions and that has been helpful in consolidating who we can ask questions and help work through our questions and help interpret that legislation.

National Defense Authorization Act - BLM updates

- ▶ 1 attorney assigned, BLM shared questions and working together to interpret legislation
- ▶ Who is implementing the NDAA changes?
 - ▶ Primarily Stillwater Field Manager
 - ▶ hiring Project Manager and subsequent team to support workload related to Navy withdrawal
- ▶ What is being done to complete land conveyances and checkerboard?
 - ▶ NEPA compliance and cadastral surveying needed, still working to identify steps in between such as any necessary appraisals or consultations;
 - ▶ SOL is aware that Pumpkin Hollow can serve as an example and is investigating



The first question was who is implementing the NDAA changes. We would like to point out that Kim Dow is our District Manager. She has ultimate say over what is going on in the district. Generally, the Stillwater Field Manager will be signing decisions related to the NDAA on BLM lands once that position is filled. We will be getting a detail Field Manager starting on the 27th of this month, which will be John Mitchell who will be coming from Susanville. That detail is for 120 days, for now. It may be shorter depending on if that permanent position is filled before that time is up. Currently, we are hiring a Project Manager and that is our top priority to get that person and then the rest of the team will follow and support that workload.

Chairman Scharmann said do you have representation on the IEP committee? Holly Cline said that is Kim Dow and we also have a military liaison. County Manager Barbee said we really appreciated Jon Raby and Kim Dow coming to the meeting on Friday. We had some real clearly defined conversations and it was much appreciated on our side, so please let them know. That did a great deal to appease some of our concerns. Holly Cline said I will relay that to them.

The next topic was what is being done to complete land conveyances and the checkerboard resolution. We have internally identified that we will need to complete a NEPA compliance document and part of that will include cadastral surveying to define those boundaries. We are still working on identifying the steps in between such as any necessary appraisals or consultations. Our solicitor is aware that Pumpkin Hollow can serve as an example and is investigating that for a template.

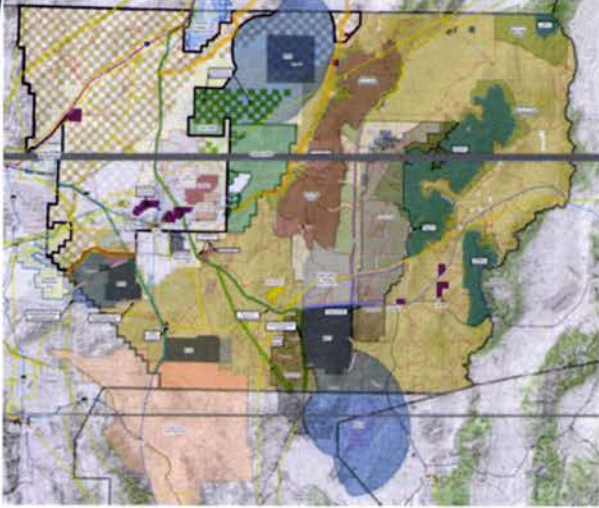
Chairman Scharmann said so we deal with the BLM on the checkerboard not moving up to the DOI? Holly Cline said there might be some BOR parcels in there. We have not dove down deep enough to figure out exactly which parcel is which. We have not identified which parcels will be up for exchange. That is definitely in that step but there certainly could be BOR and that would be outside of our purview. County Manager Barbee said the checkerboard does take it to the DOI, which leaves it open to deal with the two different entities of BOR and BLM. They will each have different procedures and requirements. Based on our meeting Friday and where

there are headed, we are hoping to have some greater answers over the next 60 days, I would say. It is a big bite of a big apple. Holly Cline said thank you for pointing that out. That was not conveyed.

The second part of the overall topic is what is being done on the land conveyances and also what is being done to identify and implement alternatives to affected grazing permittees? BLM is determining viable mechanisms and working out timelines for notifications. Churchill County and N3 Grazing Board have volunteered to assist in those efforts.

National Defense Authorization Act - BLM updates

- ▶ What is being done to identify and implement alternatives to affected grazing permittees?
 - ▶ BLM is determining viable mechanisms and working out timelines for notifications
 - ▶ Churchill County and N3 Grazing Board have volunteered to assist
- ▶ What is the status of the lands that were covered under the temporary withdrawal but not this bill? Are they released or still operating under the previously extended withdrawal?
 - ▶ presented to SOL on 3/1 and waiting to hear legal opinion



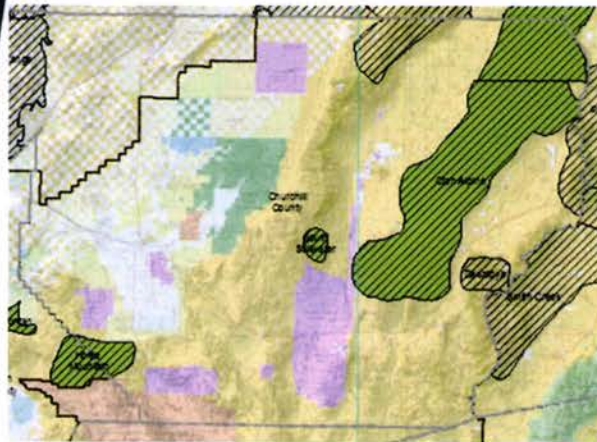
It was also asked what is the status of the lands that were covered under the temporary withdrawal but not this bill? Are they released or still operating under the previously extended withdrawal? This was presented to our attorney on the first of this month and we are still waiting to hear their legal opinion on that. We have a meeting scheduled next week and may have some answers then. Chairman Scharmann said does that include the Wilderness Study Areas? Holly Cline said no. The Wilderness Study Areas that were not part of the designation for wilderness areas are released.

At the last meeting, we discussed Wild Horse Census Flights and we have some estimates that came out of those that were not presented at the last meeting but we have now. On February 6-7th, the south Stillwater and Clan Alpine areas were flown and in the south Stillwaters, 18 horses were counted. The AML is 16, but horses are spreading from the north Stillwater HMA managed by Winnemucca. It complicates things. In the Clan Alpine, the AML is 612-979 and there were 1,608 horses counted. We are currently writing a gather EA for the Clan Alpine HMA. The 2nd Scoping Period is open through March 30.

Our Marietta Burro Gather EA is complete for Mineral County. It currently not on this year's ranking funding priority list from HQ. There is a possible gather in FY24. Corrected estimates should be ready by late March.

Wild Horse Census Flights

- ▶ Feb 6-7th, South Stillwater, Clan Alpine
- ▶ South Stillwater
 - ▶ AML is 16, but horses are spreading from North Stillwater HMA managed by Winnemucca
 - ▶ 18 horses counted
- ▶ Clan Alpine
 - ▶ AML is 612-979
 - ▶ 1608 horses counted
- ▶ Currently writing a gather EA for the Clan Alpine HMA (2nd Scoping Period open through March 30)
- ▶ Marietta Burro Gather EA is complete (Mineral County)
 - ▶ Currently not on this year's ranking funding priority list from HQ, possible gather in FY24
- ▶ Corrected estimates should be ready by late March



A fair amount of workload in our office is geothermal, as you might be aware. We have three projects that are within the Stillwater Field Office that are active and then a 4th one in the Sierra Front Field Office. Those consist of the Dixie Meadows Utilization Project and this is still under discussions with the U.S. Fish and Wildlife Service regarding the Dixie Valley Toad.

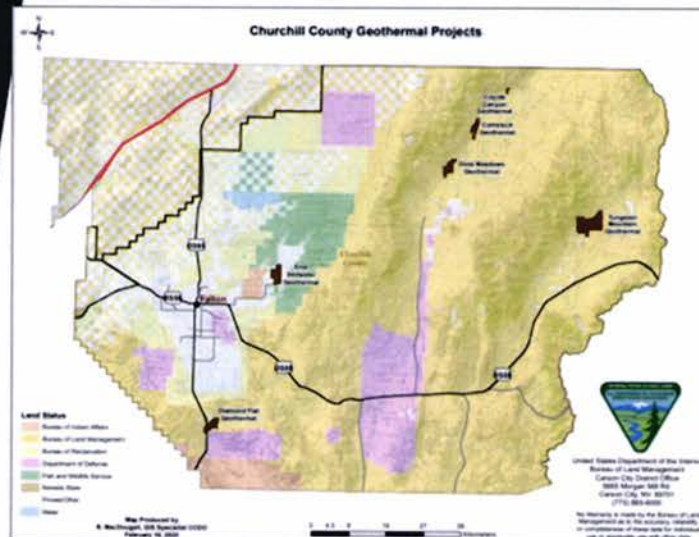
We also have the Diamond Flat and Coyote Canyon exploration projects. They are separate but they are both in the process of having a NEPA document prepared.

The Comstock exploration project is currently on hold until other priority projects have crossed milestones.

The Wabuska exploration project is to expand off the current project. That NEPA is in progress with a scoping period coming soon.

Geothermal Projects

- ▶ Dixie Meadows - In discussions with USFWS regarding consultation with Dixie Valley Toad
- ▶ Diamond Flat (exploration) NEPA in progress
- ▶ Coyote Canyon (exploration) NEPA in progress
- ▶ Comstock (exploration) currently on hold until other priority projects have crossed milestones
- ▶ Wabuska (exploration) NEPA in progress, scoping period coming soon, letters sent to tribes for consultation



Chairman Scharmann said is the Dixie Valley Toad going to delay any geothermal development out there? Holly Cline said I can't say that it would prevent it. That would be predecisional but we are having to pause the Dixie Meadows Project so we can complete the consultation. That has to occur before there can be any further construction.

Non-Churchill County Updates

- ▶ Resource Management Plan Updates
 - ▶ Project Manager has been hired - Tye Morgan
 - ▶ Funding for the statewide effort is being sought from Inflation Reduction Act
 - ▶ Required inventories and studies are being completed in preparation
- ▶ Libra Solar
 - ▶ **Where:** Just west of Black Mountain in the northern Wassuks, 11 miles southeast of Yerington, plus a "gen-tie" through Lyon County
 - ▶ **Proposal:** 700 Mega Watts of Solar, Solar Field would be 5,142 acres, the Gen Tie is 21.8 miles
 - ▶ **Stage:** NOI in federal register to come out soon, pending HQ review. Public scoping meetings to follow
 - ▶ **Updates:** possible re-route of gen-tie to exclude Mason Valley WMA in Lyon Co.



Some of the smaller scale projects we have been working on include the 12 guzzlers that NDOW had proposed to our office. These would be constructed across multiple counties, including Churchill. There are a few more steps before they can start construction and that included pre-construction clearance surveys to make sure we are not going to be impacting any special status species or archaeological sites and also a range improvement cooperative agreement.

Smaller Scale Projects



- ▶ NDOW 12 Guzzlers in Stillwater Field Office multiple counties - signed March 6
- ▶ Bench Creek Range Improvements EA - Salt Wells, Dixie Valley, Mt. Well, LaPlata
- ▶ Mason Valley Dirt Squirts - Off Road SRP race moved to Winnemucca

The Mason Valley Dirt Squirts - Off Road Special Recreation Permit, have since decided to move to the Winnemucca District rather than deal with the conflict with the B-16 bombing range. County Manager Barbee said I heard about that from folks in the community. What was so cumbersome based on the way the NDAA is set up and actions not being taken to utilize that range until, that one was a little bit challenging to understand. That event brings revenue to the county for fuel and groceries and all that. A little more detail there would be appreciated. Holly Cline said that race was scheduled for the weekend of April 8-9. We were working on this project prior to the legislation being signed. Once the legislation was signed, the BLM took the opinion that we do not manage those lands. That is at the discretion of the Navy to authorize activities. County Manager Barbee said did you guys ask the Navy if they had a problem if you went ahead and did this in April since you have been planning it, I am assuming for 6 months? Holly Cline said we have been in discussions with the Navy for many months about it. There was a general disagreement about who was able to authorize it and under what authority. County Manager Barbee said I am a broken record but, hopefully, mitigation on the grazing permits will be not so cumbersome that we can come up with something between the two that holds the grazers harmless until we can get through this. Holly Cline said there is a lot more that is said in legislation regarding grazing and I think that is actually useful for us to move forward on. There is not much said about anything else for what is to be done with those lands in the interim. It really was a difference of opinion.

Chairman Scharmann asked if there was any public comment but there was none. This item was presented for informational purposes only and no action was taken.

B- Consideration and possible action re: Approval of Notice of Funding between Churchill County Social Services and the State of Nevada Grants Management Unit for Community Services Block Grant Supplementary funding for \$2,962 October 1, 2022 - September 30, 2023

Annually, Churchill County Social Services receives pass-through funding from the State of Nevada, Grants Management Unit, for Community Action from the HHS Community Services Block Grant. The funding annually is in the average amount of \$109,000 for October 1 - September 30. At the end of each grant year, unexpended funds are awarded for one-time projects as supplementary funding.

On September 30, 2022, Social Services had \$2,962 unexpended. This agreement allows the department to accept funds for one-time projects with a retro memo from October 1, 2022. The department has budgeted \$2,962 to support community awareness activities such as Pinwheels for Child Abuse Prevention, Mental Health Awareness Month, and Community Day.

FISCAL IMPACT: \$2,962 total allocation.

EXPLANATION OF IMPACT: \$2,743 direct supply purchase; \$219 indirect; \$2,962 total funding.

FUNDING SOURCE: State pass-through HHS Community Services Block Grant.

ACTION REQUESTED: Accept

Shannon Ernst, Social Services Director, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to approve the funding as presented. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

D. C- Consideration and possible action re: Request from Jennifer Jones from the Sheriff's Office to participate in the county's Retirement Incentive Plan and have the county purchase 18 months of PERS credits at the cost of approximately \$29,000.

The attached Application from Jennifer Jones at the Sheriff's Office is requesting participation in the county's Retirement Incentive Program, which was last updated in August of 2022. A copy of the policy is attached to the Agenda Report. The purpose of these separation policies, as stated in the policies, "is to encourage eligible employees to volunteer to retire from the county's employ upon meeting certain criteria. The policies should facilitate retirement for certain employees eligible under Nevada Revised Statutes, and at the same time result in financial savings to the county". Ms. Jones' proposed last day of work for the county, if approved, would be July 7, 2023.

Key components of the policy as it applies to non-law enforcement employees and this purchase request are as follows:

To be eligible for this program, an employee must have completed 25 years of service with the county and be eligible to retire with 30 years of service credit in PERS. – As of July 7, 2023, Ms. Jones will have 24 years and 2 months of service with the county and 28.5 years of total PERS law enforcement credit. The requested purchase would move her to 30 years of credit. She would not meet this provision of the policy because she has not worked at least 25 years for the county, so there is a request for the board to waive this requirement. (The board has waived this requirement previously with an employee who was 12 months short of meeting the requirement. Ms. Jones would be 10 months short.)

The policy also indicates the county will share in the purchase of retirement credit of up to three years as follows: 50% purchase by the county, 50% purchase by the employee. The policy further says, in Paragraph i., "In no circumstances will the county pay the employee's portion on the employee's behalf." – Ms. Jones has purchased nearly two years of PERS retirement credit on her own and is requesting the county to purchase 18 months. She has met this provision of the policy.

Ms. Jones is requesting a waiver of a portion of the policy. Pursuant to the policy, "Applications must meet all eligibility requirements to be approved by the Board of County Commissioners. If extenuating circumstances exist, whereby a specific requirement for eligibility cannot be met, an employee shall submit with his/her application, a detailed explanation of the extenuating circumstances which make it difficult to meet the requirements of the policy, thereby resulting in consideration of a waiver by the Board of County Commissioners." Ms. Jones submitted a memo with her explanation, which is attached to the Agenda Report as part of her Application.

The projected cost of the county's purchase of 18 months of PERS service credit for Ms. Jones is approximately \$29,000. This is an estimate based on her current base annual salary, multiplied by the PERS purchase rate. To estimate projected savings, the county has historically looked forward for three years, comparing the employee's base rate of pay with the base rate of

pay for a replacement employee, including the cost of PERS. The estimated three-year savings, if an employee were hired at the first step of the Sheriff Records and Licensing Specialist range, is \$19,387. (A cost and savings projection sheet is attached to the Agenda Report.) The actual savings would not be known until after the three-year period, based on the actual cost of the purchase of service and the recruitment and selection of a replacement.

FISCAL IMPACT: As noted above, the cost to the county of the purchase is approximately \$28,900.

EXPLANATION OF IMPACT: The fiscal impact reflects the cost of the PERS credit purchase based on the employee's current rate of pay computed by the PERS purchase rate for a regular employee of Ms. Jones' age.

FUNDING SOURCE: Compensated Absence Fund.

ACTION REQUESTED: Accept

Geof Stark, Human Resources Director, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Myles Getto made a motion to approve Jennifer Jones's request, waiving the requirement to work 25 years for the county to be eligible. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

D- Consideration and possible action re: Approval to purchase equipment to respond to the flood emergency at a total cost of \$159,000.00.

The items listed in the motion were requested in the upcoming 23/24 fiscal budget. With the recent declaration of emergency due to the potential of flooding, we recommend that we purchase the requested backhoe, boom lift, and transport trailer for the necessary safety and mitigation activities.

FISCAL IMPACT: The items are estimated to cost \$85,000 for the backhoe, \$70,000 for the boom lift, and \$4,000 for the trailer to transport equipment.

EXPLANATION OF IMPACT: With these purchases, staff will have operational equipment as they move forward with emergency services and flood mitigation, as well as allowing for staff to transport these pieces of equipment to locations in need for emergency action or mitigation.

FUNDING SOURCE: These items will be paid for in the current budget (22/23) as they were requested for the next fiscal year budget (23/24), with augmentation occurring to cover the expenses at the end of fiscal year (22/23). Those budgets would be the Cemetery and Parks and Recreation accounts.

ACTION REQUESTED: Accept

Jorge Guerrero, Facilities, Parks and Recreation Director, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none. Deputy DA Sanford said I believe the intention is to have this paid out of the General Fund, at this point in time, if that works for the Commissioners, that would be the funding source. Chairman Scharmann said are these prices pretty accurate? Director Guerrero said yes, that is for a used piece of equipment that is in really good shape. As far as the trailer though, that estimate might

be a little low. I am having a little struggle with that. Maybe we could change that amount to about \$6,000, which would be better. Chairman Scharmann said so our total would be \$161,000. County Manager Barbee said I thought it was in the \$83,000 range for the backhoe. Director Guerrero said I am kind of a used car salesman so I will do my best to try to get us a good deal, but I know, for the trailer, we definitely need to bump that up a little bit. Deputy DA Sanford said I just want to remind Jorge that when you go to buy this stuff to make sure that it is bought through an agency that we are allowed to buy through where we won't have to solicit bids.

Commissioner Getto said will that trailer be used to haul the backhoe or delivering sandbags? Director Guerrero said both, it is for all of the above. Mostly it will be for moving equipment. County Manager Barbee said we are using the Road Department equipment right now but they probably will have priorities using their own equipment in the near future. Director Guerrero said the boom allows us to work more effectively like in people's yards and stuff like that. Commissioner Heath said I have already had people ask about sandbags like older people that can't get out there, so I think this will help.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to proceed with the purchase of a backhoe (\$85,000.00), boom lift (\$70,000.00), and transport trailer (\$6,000.00) for the total of \$161,000.00. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

E- Consideration and possible action re: Approval of a proposal in the amount of \$105,890 from GEM Drafting, LLC to begin the design of the CAPS building.

On September 9, 2022, this board approved the construction of a new CAPS building to be located at the county-owned property at the Moody Lane Wastewater Treatment Facility. The county has purchased a pre-engineered metal building structure, which has been delivered to the site, however, there are still design elements that need to be determined prior to soliciting bids for construction. The county received two proposals to complete the design work and is recommending GEM Drafting, LLC as the project design firm. Their proposal includes the design for architectural components, civil design, structural design, and mechanical, electrical, and plumbing, as well as a complete set of construction documents. The total cost for this design work is \$105,890, which is broken out in the individual components in the proposal.

FISCAL IMPACT: \$105,890.00.

EXPLANATION OF IMPACT: Cost of basic design services. Additional fees may apply for supplemental services or should the cost of the project exceed the budget.

FUNDING SOURCE: General Building Fund.

ACTION REQUESTED: Accept

Chris Spross, Public Works Director, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none. Deputy DA Sanford said I have already talked to Chris about this and also contacted Eddie, who is the principal architect on this, and informed him of our intentions of drafting an AIA related

contract. They had proposed some terms that would not have been acceptable to us and he understood that, so we are working on those negotiations now.

Chairman Scharmann asked if there was any further comment but there was none.

Commissioner Myles Getto made a motion to approve the proposal in the amount of \$105,890 and to authorize the Civil District Attorney to draft a contract between Churchill County and GEM Drafting, LLC to begin the design process of the CAPS building and to further authorize the County Manager to execute the contract. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

F- Consideration and possible action re: Approval to proceed with the design of the tenant improvements for the CC Communications' building located at 50 W. Williams Avenue by Lombard Conrad Architects.

The new location of the courthouse has left the existing CC Communications office vacant. The county feels that this would be a good location for the District Attorney's office due to its proximity to the courthouses. A conceptual design was received from the District Attorney's office and a formal design process is required to develop construction drawings and soliciting bid proposals. The estimated cost for the tenant improvements are between \$1,645,000 and \$1,804,800, with an additional cost of between \$120,000 to \$144,000 to refresh the exterior facing Williams and another \$200,000 to \$250,000 for an elevator to become ADA compliant. The estimated costs for the design engineering for these improvements is \$149,798 (8.3%) to \$185,885 (11.3%).

FISCAL IMPACT: \$149,798.00 to \$185,885.00.

EXPLANATION OF IMPACT: Cost of basic design services. Additional fees may apply for supplemental services or should the cost of the project exceed the budget.

FUNDING SOURCE: General Building Fund.

ACTION REQUESTED: Accept

Chris Spross, Public Works Director, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none. He said you will involve Art Mallory and those guys in the design of this building? Director Spross said we are going to treat this the exact same way that we are treating the courthouse. We get all the stakeholders together and have meetings to determine what the wants and needs are and then we decide on what we want to do. Once we do that, all the communication from the county will go through me so that things are not going off in different directions. We have been fairly successful with the courthouse and the way that is operating and we are going to do this the same way. County Manager Barbee said we set all the folks that would be affected by this around the table and got general agreement to the concept and the direction we are heading before we brought this to you. This is not new news to them and they understand this is a part of bringing this almost justice center type area together. It would have effects on the District Attorney's office, the Sheriff's office and, down the road possibly, the Public Defender's office. They were all in those discussions.

Chairman Scharmann asked if there was any further comment but there was none.

Commissioner Justin Heath made a motion to approve entering into a design Contract with Lombard Conrad Architects for the design of the tenant improvements of the existing CC Communications building and to authorize the County Manager to execute the Contract. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

G- Consideration and possible action re: Approval to proceed with the design of the remodel and addition of the Sheriff's Office building located at 180 W. A Street by Lombard Conrad Architects.

The new location of the courthouse will require the demolition of the old Sheriff's office at 77 N. Maine Street. This building is currently still being used by the Sheriff for file and evidence storage, as well as interview and interrogation rooms. During the construction of the new Sheriff's office in 2017, those facilities were not included. The county suggests that these facilities be added to the new Sheriff's Office through a remodel and addition. The estimated cost for the remodel and addition is between \$940,000 and \$1,200,000, with an additional cost between \$400,000 to \$640,000 for associated site costs. The estimated costs for the design engineering for these improvements is \$85,000 (9%) to \$120,000 (10%).

FISCAL IMPACT: \$85,000.00 to \$120,000.00.

EXPLANATION OF IMPACT: Cost of basic design services. Additional fees may apply for supplemental services or should the cost of the project exceed the budget.

FUNDING SOURCE: General Building Fund.

ACTION REQUESTED: Accept

Chris Spross, Public Works Director, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none. He said the Sheriff has been involved in the design and what he needs in this addition and stuff, correct? Director Spross said when we all started talking about where the courthouse had to go, there was an objection from the Sheriff because we were going to displace him. We have had several meetings and actually started to formulate some very rudimentary conceptual ideas but I wanted to put the brakes on that until I got approval from this board.

Commissioner Myles Getto made a motion to approve entering into a design contract with Lombard Conrad Architects for the design of the remodel and addition to the existing Sheriff's Office building and to authorize the County Manager to execute the Contract. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

H- Consideration and possible action re: Approval to allocate \$42,667.00 from the Fire Department's Capital Expenditures budget to pay for "shovel ready" plans in preparation of a new fire apparatus maintenance building to be located on the southwest corner of A Street and North Carson Street.

The Fire Department Budget for Capital Expenditures currently has a balance of \$47,021.46. These funds reflect the remainder of monies budgeted to pay for SCBA purchase in FY 2022/2023. The Fire Department would like to allocate \$42,667.00 to pay for "Shovel

Ready” plans in preparation of a new fire apparatus maintenance building to be located on the southwest corner of A Street and North Carson Street.

FISCAL IMPACT: \$42,667.00.

EXPLANATION OF IMPACT: The submitted price for plans totals \$64,000.00, of which Churchill County would be responsible for two-thirds. The remaining one-third of the purchase price would be paid for by the City of Fallon.

FUNDING SOURCE: Fire Department's Capital Expenditures Budget.

ACTION REQUESTED: Accept

Jared Dooley, Fire Chief, said the Fire Department is seeking to put ourselves into a place where if we have these Shovel Ready plans available then maybe there would be an opportunity to seek funding in the next Legislative Session. We have spoken with County Manager Barbee and the Comptroller on this. Currently, we have some money in our Capital Expenditures account that would put us in a really good position and we could pay GEM Drafting to get us some Shovel Ready plans. We are here so that we can allocate those funds to those plans.

Alex Haffner, Fire Department Supervisor, said these funds we came up with represent the 2/3 that the county will pay and then 1/3 of that will be coming from the city and we have already updated the city on those funds. The building will be the same way. If we are not able to get the funds from legislation, they will be on the hook for 1/3 of the building costs. We also had four different quotes and GEM Drafting came in as the low bid. County Manager Barbee said we think that we may see some of this other money shake loose that is left over from some of the recovery funds that have been put out there and some of the CARE funds and this is one example of numerous places where we are trying to get planning and design done and the other example is our water plant. We might get lucky where some of these funds are being returned and because we have a Shovel Ready project, we are able to get that money and engage in a short amount of time and get some benefit from it. That is why we are trying to stack some of these projects up and get the planning and design done.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to approve the allocation of \$42,667.00 from the Fire Department's Capital Expenditures budget to pay for "shovel ready" plans in preparation of a new fire apparatus maintenance building to be located on the southwest corner of A Street and North Carson Street. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

Update on the Potential for Flooding:

A- Consideration and possible action re: Update on the potential for flooding within Churchill County and actions needed for flood mitigation and emergency services.

Staff will provide an update on the potential for flooding and may request that the board direct action as appropriate to respond to the emergency. Actions may be related to flood mitigation efforts or use of County equipment and personnel to assist in emergency response.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED:

County Manager Barbee said Governor Lombardo came out with his Declaration of Emergency that included us, Lyon, and Douglas County. The next morning, he put out an amendment to that, which added numerous other counties to the Declaration. That has been handled. Since then, we have communicated with Caleb Cage, who has helped us on some grants and has been working with the Central Nevada Health District. He is also a graduate of West Point. He has a significant strategic background. He was involved in Veterans Affairs as a cabinet member for Governor Sandoval. He managed the Emergency Management operations facility for the State of Nevada under Governor Sandoval and also under Governor Sisolak he managed the COVID response. When he was with the state, that was at the same time as the 2017 flood situation, so he is very familiar with this in his background. Through our emergency powers, Joe is putting together a contract where he can lead Incident Command for our emergency response.

Chairman Scharmann said I understand the weir was opened a week ago? County Manager Barbee said the weir has water flowing through it. They have been doing test flows to get it up to its 2017 level of performance. BOR is currently working with TCID and Gary Fowkes in looking at options. They announced this week that through LIDAR, they believe there is 1.1M acre feet on the mountain above 6,000 feet. That was done at the end of February but we hope to get a more updated version. I think it is safe to say that everyone feels that there is more water up there than in 2017. We have seen kind a reversion of a cold snap up there, even with the rain, so a lot of that water is being banked. We think there is the potential for a lot of this water to come down in a shorter amount of time. In 2017, we had water coming off the mountain as early as January. That creates some concerns that Emergency Management is engaged and reviewing and looking at it hand-in-hand with the BOR to ensure we can move as much water through the system as possible. Water is already traveling through B-16 and out and around and out the Big Dig and into the Carson Pasture. If you drive out south you can see that water has moved underneath and is apparent. We are still early in the game, which is why you are seeing some of the things on the Agenda that you are seeing, but we are teaming up the resources and things that we are going to need to be able to respond and do everything we can to keep the community safe, as was performed in 2017, quite brilliantly. We will continue with that same ideology and that same task, as we move forward this year, and we will bring updates to each one of these meetings. Don't hesitate to reach out and we will be happy to share where we are at.

I will say you do have a tenant in your Commission offices. If you go to visit your office, Caleb is living upstairs, so just be aware. We appreciate him making the commitment to the community because he lives in Reno and his family is in Reno. I think he had to go back and do a little bit of sandbagging of his own property and then came back here Saturday to help us.

Chairman Scharmann asked if there was any public comment but there was none. He said I heard that we have two times as much water on the mountain than Lahontan will hold. County Manager Barbee said Lahontan will hold around 308,000 I think it is. You are talking 1.1M on the hill. There is around 145 acre feet in the lake currently and the flows were down to 3. We

have a high peak of flows of 6,000 this weekend, at one point, when I was tracking it. Between that and the Nyquil, it gets hard to remember.

Chairman Scharmann said that is why we have water running down the river and the canal? County Manager Barbee said that is where we put out announcements that we have the river maxed out and then we are shoving out as much as we can out the weir. The BOR is currently reviewing other ways we can achieve greater efficiency and get as much water moved as possible. Simple math on it is, if you are moving 3,000 cfs, you basically double that and it gives you acre feet within a 24-hour period. You can see that we have a big job ahead of us.

Chairman Scharmann asked if there was any further comment. Frank Combes said I was just over in Building/Planning and asked the same questions about water coming down the mountain and the man told me that there is less water going to come down this summer than in 2017. County Manager Barbee said that is not what is being reported through BOR weather updates. Frank Combes said I was just trying to nail down what's right. County Manager Barbee said they are suggesting that there is more water now. Frank Combes said the emergency drainage is going to be able to handle that? County Manager Barbee said Emergency Management have groups of folks that worked on this in 2017 and are working together to work these solutions. To be honest, no one in Planning sits on that group, so that is why they would not necessarily have an accurate answer but we are putting information out on the county website and social media. There is a page specific to highwater 2023. It will give you that information. Also, TCID has where you can track the flows in real time and all the different infrastructures. Frank Combes said do you all remember when TCID did a test of the flow and flooded Fernley and the judge said it was an act of God? Commissioner Heath said that canal is shut down. There won't be any water in it because they are lining it. Chairman Scharmann said it wasn't a test, it was a break. TCID and the county and the city are working together on this whole thing. Churchill County works on prevention rather than letting it flood like some of the other counties are doing, and then trying to recoup after that. We are doing everything we can to keep people dry and to keep the water out of the city. Frank Combes said what are you basing these flow rates on? Is it computer modeling or something? County Manager Barbee said the BOR has a page where we used to be able to get the PowerPoints, which I would like to get copies of those and post them. They have a whole staff that does modeling. They fly LIDAR planes to figure out how much moisture is on the mountain. They have a whole system of data that they provide to us. Commissioner Heath said if you to the USGS website, you can see the flow rate coming through like Fort Churchill. They have monitors along the river that you can go in and see.

Letters Received:

A- Churchill County School District's Augmented Budget for Fiscal Year Ending June 30, 2023.

The Churchill County School District provides a copy of its Augmented Budget for Fiscal Year Ending June 30, 2023 for public information.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

B- Bureau of Land Management's notification of its second 30-day external scoping period for public input in preparation of the National Environmental Policy Act (NEPA) process for the proposed Clan Alpine Horse Gather Environmental Assessment (EA).

The Bureau of Land Management provides notification of its second 30-day external scoping period for public input in preparation of the National Environmental Policy Act (NEPA) process for the proposed Clan Alpine Horse Gather Environmental Assessment (EA). BLM is seeking public scoping comments and public input under Section 106 of the National Historic Preservation Act for the project, including seeking information and identifying historic properties in or near the project area.

The proposed action is to gather and remove excess horses inside and outside of the Clan Alpine Herd Management Area (HMA) to achieve low end of appropriate management level (AML) within the HMA located in Churchill County. The AML for the HMA is 612-979 horses. In July 2021, BLM conducted an aerial census flight and estimated the population of the HMA to be at 1,736 horses, which is well above AML. BLM completed a census flight in February of 2023 to calculate a more current estimate and those figures are currently being reviewed by a statistician and will be available for analysis in the EA.

The 30-day public review period is from February 28, 2023 to March 30, 2023. BLM prefers comments to be submitted via the ePlanning website at: <https://eplanning.blm.gov/eplanning-ui/oproject/2022686/510> or via email to: blm.nv_ccd_whb@blm.gov.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

C- Nevada Division of Environmental Protection's response to the Release Response Report and request for additional site investigation for Omaha Track Railroad Tie Yard in Hazen, Nevada.

The Nevada Division of Environmental Protection provides its response to the Release Response Report and requests additional site investigation for the Omaha Track Railroad Tie Yard in Hazen, Nevada in response to a fire that occurred between September 7-12, 2022. The report states that the fire resulted in the burning of approximately nine acres, including creosote-treated railroad ties stored in the affected areas.

Remedial activities following extinguishment of the fire included scraping the top layer of soil and the burned material into piles and offsite disposal of approximately 5,105 cubic yards of waste. Upon completion of cleanup activities, McGinley collected eight confirmation soil samples from various locations across the site, which were categorized based on the extent of burning.

Creosote constituents and total petroleum hydrocarbons were detected in soil confirmation samples above action levels. Their report concludes that removal of soil with contaminants of concern above the action level is not warranted at this time and requests an A-thru-K case closure. NDEP does **not** concur with the recommendation for case closure at this time.

Therefore, NDEP requests collection of additional data to assess the potential for vertical migration of contaminants in soil and groundwater at the site. A workplan for assessment should be submitted to NDEP within 60 days or no later than April 24, 2023.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

D- City of Fallon's Declaration of Emergency for the threat of flooding.

The City of Fallon provides a copy of its Declaration of Emergency for the threat of flooding.

FISCAL IMPACT:

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: None; Informational Only

Old Business:

A- Consideration and possible action re: Approval of a proposal from Bruce M. Hahn Real Estate Appraiser & Analyst, in the amount of \$1,500, to provide professional appraisal services for the purpose of evaluating a Conservation Easement on property under the ownership of C&A Rentals, LLC (APN: 006-092-05).

As part of Churchill County and the U.S. Navy's Conservation Easement Program, the U.S. Navy has engaged Bruce M. Hahn, Real Estate Appraiser & Analyst, to prepare an appraisal of the unencumbered fee simple interest and an appraisal of the Restricted Use Easement for property under the ownership of C&A Rentals, LLC (APN: 006-092-05). As part of the contract, Bruce M. Hahn agrees to prepare an appraisal of the Conservation Easement on this property for the county's review and consideration. The appraisal report will be used by the county in order to evaluate the potential purchase of a Conservation Easement, which is a requirement of this process. Ultimately, once an appraisal is obtained, if a Purchase Agreement is executed, following Churchill County Commission approval, the cost to purchase the easement will be divided with the Navy contributing 75% and the county contributing 25%, per the Encroachment Protection Agreement.

FISCAL IMPACT: \$1,500 in FY23.

EXPLANATION OF IMPACT: Approving these expenditures will help support the Transfer of Development Rights (TDR) Program for Churchill County, protect productive agricultural land, and reduce the ability for urban growth to encroach upon NAS Fallon. The reduction of encroachment upon NAS Fallon will protect one of our community's most important economic assets. The county's cost is \$1,500 for this appraisal. There are funds available in the budget to pay for Conservation Easement appraisal reports.

FUNDING SOURCE: Water Resources/Contracted Services: 380-380-52400.

ACTION REQUESTED: Accept

Jim Barbee, County Manager, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Myles Getto made a motion to approve the proposal from Bruce M. Hahn to perform a summary appraisal report on property under the ownership of C&A Rentals, LLC (APN: 006-092-05) and to authorize the County Manager to sign the proposal. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

B- Consideration and possible action re: Approval of a proposal from Johnson Perkins Griffin, in the amount of \$2,000, to provide professional appraisal services for the purpose of evaluating a Conservation Easement on the Smith Family Trust Property (APNs: 006-553-37 and 006-553-41).

As part of Churchill County and the U.S. Navy's Conservation Easement Program, the U.S. Navy has engaged Johnson Perkins Griffin Real Estate Appraisers and Consultants to prepare an appraisal of the unencumbered fee simple interest and an appraisal of the Restricted Use Easement for property under the ownership of The Smith Family Trust (APN: 006-553-37 and 41). As part of the contract, Johnson Perkins Griffin agrees to prepare an appraisal of the Conservation Easement on this property for the county's review and consideration. The appraisal report will be used by the county in order to evaluate the potential purchase of a Conservation Easement, which is a requirement of this process. Ultimately, once an appraisal is obtained, if a Purchase Agreement is executed, following Churchill County Commission approval, the cost to purchase the easement will be divided with the Navy contributing 75% and the county contributing 25%, per the Encroachment Protection Agreement.

FISCAL IMPACT: \$2,000 in FY23.

EXPLANATION OF IMPACT: Approving these expenditures will help support the Transfer of Development Rights (TDR) Program for Churchill County, protect productive agricultural land, and reduce the ability for urban growth to encroach upon NAS Fallon. The reduction of encroachment upon NAS Fallon will protect one of our community's most important economic assets. The county's cost is \$2,000 for this appraisal. There are funds available in the budget to pay for Conservation Easement appraisal reports.

FUNDING SOURCE: Water Resources/Contracted Services: 380-380-52400.

ACTION REQUESTED: Accept

Jim Barbee, County Manager, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to approve the proposal from Johnson Perkins Griffin to perform a summary appraisal report on property under the ownership of The Smith Family Trust (APN: 006-553-37 and 41) and to authorize the County Manager to sign the proposal. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

New Business:

8:18 AM A- Consideration and possible action re: Reappointment of Jo Petteruti to the Library Board of Trustees to serve a 4-year term ending March 31, 2027.

The Churchill County Library Board is a governing board appointed by the Board of County Commissioners, authorized and directed to make recommendations and provide oversight and

direction to the Churchill County Library per NRS 379. The Library Board is comprised of five (5) members, who serve four (4) year terms.

Jo Petteruti was appointed on July 6, 2017 to fill the unexpired term of Rebecca Taylor and was then reappointed in March 2019 to a full term. Ms. Petteruti has expressed a desire to continue serving and the County Manager and Library Director recommend her reappointment to serve a full four year term, effective April 1, 2023 through March 31, 2027.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Jim Barbee, County Manager, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Myles Getto made a motion to reappoint Jo Petteruti to a 4-year term with the Library Board effective April 1, 2023 through March 31, 2027. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

B- Consideration and possible action re: City of Fallon's application to acquire property being held in trust by the Treasurer for non-payment of property taxes located at 147 South Russell Street, APN 001-394-07.

The City of Fallon has submitted a written application to acquire property located at 147 South Russell Street, Fallon, Nevada, Assessor's Parcel Number 001-394-07, which is currently held by the Clerk/Treasurer in trust for non-payment of property taxes. NRS 361.603 provides that any local government may acquire property held in trust by the County Treasurer upon paying the delinquent taxes. If approved by the board, the Treasurer must first provide the last known owner of the property notice of intent to sell. The last known owner will then have the right to redeem the property if the delinquent taxes, plus costs, are paid within 90 days.

FISCAL IMPACT: Receipt of delinquent taxes.

EXPLANATION OF IMPACT: Either party may pay the delinquent property taxes pursuant to NRS.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

Joseph Sanford, Civil Deputy District Attorney, made this presentation as outlined above.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to approve the City of Fallon's application to acquire property identified as Assessor's Parcel Number 001-394-07 located at 147 South Russell Street, Fallon, Nevada, and to direct the Churchill County Clerk/Treasurer to give notice of intent to sell to the last known owner of the property in the manner provided by law. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

C- Consideration and possible action re: Update on the 2023 Nevada Legislature and directing legislative consultants to provide testimony in support or opposition to any bills affecting Churchill County.

The 82nd Session of the Nevada Legislature started in early February of 2023. There are over 400 bills proposed for this session of the Legislature already, with new bills arriving every day. County staff have reviewed many of the proposed bills and have identified many that are of interest to the county. These bills are identified in the attached Legislative spreadsheet.

While elected officials are entitled to support and oppose bills on their own initiative, regular county departments require approval by the Board of County Commissioners prior to representing a position before the Legislature.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

Joseph Sanford, Civil Deputy District Attorney, said I wanted to start with a number of bills that have been requested to be opposed by our departments, specifically AB 213. This bill generally addresses perceptions that county land use departments are not acting timely on applications for development within the county. Currently, law requires an application be reviewed for completeness within three days, however, there is no penalty for breaches of this timeframe. This bill seeks to deem such applications complete. Similarly, reviewing agencies (TCID, School, Fire Marshall, etc.) receive 15 days to review a tentative map. Failure to respond would be deemed recommending approval unconditionally. The bill further requires the county maintain a website of all applications concerning land use, with time filed, days pending, number of times issued an incompleteness notice, and times rejected for being incomplete. I think everyone wished the government to be a little more proactive and not sit on things, which is not a problem for us. As far as I know, no one has ever said that we are not following this but there are other communities with this issue. The concern here is that this leads to a problem where the public who ends up paying the cost for the failure to get some thing done, like unassuming buyers who purchase property here that may be in the flood plain. Maybe we just didn't get comments for a structure that is not safe by the Fire Marshal but he may have found out later and provided comments but they are saying you are no longer allowed to provide comments. The language is inappropriate for who would pay the cost of any problems performed on the county's behalf or more likely here in Churchill County, other agencies who should be providing us information. It is very common for us to get state agency information very late who do not provide comments in the 15-day period but will come up with substantial concerns at a later date that should be addressed.

The second bill for opposition is AB 159. This bill adds parts of animal cruelty (violations punishable under section 6 of NRS 574.100) to the list of offenses for which no good time credits can be taken from the minimum sentence, deferred judgment, or granted early discharge. The particular issue is our folks who may be a standard rancher type folks who have a horse out in the field, it gets old and then people call in and say this animal is being abused. The bill itself is only related to those who have been convicted but I know it has brought concern from our

constituents who are afraid of being maligned in this sort of way. County Manager Barbee said this, basically, takes some of those animal industry commercial ag production statutes and collides them or squishes them together with more domestic pet animals is the concern. There is a difference between your dog who lives in the house with you, which I have an example of that, versus my cows that live in the field all year long. We have some concerns on the agricultural side by grabbing some of those agriculture statutes and bringing them in there. I think I can speak for the Sheriff that it creates a headache for them. We think this would be a great one to oppose. I think it was put in with good meaning but it does cause some concerns.

Deputy DA Sanford said the remaining bills are just for information, at this point. I do want you to be aware of them. AB 160: This bill would require all law enforcement agencies and courts to automatically seal all eligible offenses pursuant to current law. This bill could have substantial financial impacts and consequences for the court and also the Sheriff's office. In our discussions with NACO, that was the recommendation for opposition. It is being considered as having relatively minor financial impacts and consequences and it may not actually be minor.

Sheriff Hickox said I spoke with several Sheriff's yesterday and they are all in opposition of this, as well, and requested our lobbyists to oppose this as it will be a huge financial impact other agencies to have to draft up these letters and send it to every court. We also see some potential for public safety in that, once that record is sealed, it will no longer be accessible for viewing or for enhancements for future crimes down the road for us to review. We see a lot of potential problems with this bill and how it is worded. Deputy DA Sanford said have you prepared a financial statement on this one, I didn't see it in the legislative history? Sheriff Hickox said we have not prepared a financial statement on this but we can work on getting you something for that. We are all in agreement that it is unknown at this time until they clear up some of that language because they are back and forth on it as to how many people it will impact. That statement will be a little wishy washy.

Deputy DA Sanford said the next bill is SB 55, which requires all courts to be closed on Sundays and Holidays, except to transact certain business such as a temporary restraining order. This bill was potentially going to assist with the need for court to be open on Sunday and holidays for bail hearings. However, the bill was heard recently and specifically denied this purpose and that it would have no effect on the need for weekend court. I watched the legislative hearing on this bill and I don't know whether they changed their mind and backed out or what, but they stated on the record that the sponsor did not intend to preclude bail hearings, so it does not act as a fix in any way. NACO has expressed the intention to bring a bill to provide a fix but it isn't going to be this one. We originally intended to support this but I don't believe that is necessary anymore. County Manager Barbee said what are they trying to accomplish with this bill? Everything they needed on a Sunday, they would still have a need for. Deputy DA Sanford said District Courts are already closed on Sunday. This just makes it so that the Justice Court is closed on Sunday too. I don't know of anyone who is actually conducting business except for these exceptions on Sunday but that is what they are going with now. I don't know whether that is something that they just decided to back out of their original intentions or not but that is on the legislative record. We are going to have to push on NACO or our representatives to provide a fix if that is the intention.

SB 104: This bill removes the authority of a court to suspend the driver's license or ability to obtain a driver's license from any person for failure to pay any delinquent fine, administrative assessment, fee, or restitution owed. This is being styled as being a fix from 2021 where the Justice Court and all traffic matters within the state were transformed from criminal to civil cases only. If the court no longer has the ability, which they have already taken away, to issue a warrant on traffic offenses now, they are taking away the ability to suspend their driver's license for failure to pay fees and fines related to traffic. All of the sudden the enforcement mechanisms are gone. The only method remaining to collect is going to be liens and attachments and civil judgements type, which I expect to be costly to the county whether we do it ourselves. I know that the Sheriff, on his budget presentation, asked for a person to do or hire out to a separate firm that would take 50% of the collections. It may have a significant financial impact. I have not received any information about any of the counties putting what the estimated financial impacts was going to be. It is something for us to be watchful of because our ability to collect will be lower.

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Myles Getto made a motion to authorize the County Manager to direct our legislative consultants to provide testimony in opposition to AB 159, AB 160, and AB 213. Commissioner Justin Heath seconded the motion, which carried by unanimous vote.

Consent Items:

A- Consideration and possible action re: Report of the condition of each fund in the treasury and the statements of receipts and expenditures pursuant to NRS 251.030 and NRS 354.290.

A Fund Balance Report is attached indicating the beginning balance, receipts, disbursements, and the ending balance of each fund for Churchill County as required by NRS 251.030 and NRS 354.290.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

B- Consideration and possible action re: Public Works, Planning & Zoning Department's Revenue Report for January 2023 showing a total of \$139,859.04 in revenue for the month.

The Public Works, Planning & Zoning Department submits its Revenue Report for the month of February 2023 showing a total of \$139,859.04 in revenue. This report is provided for the Commissioners' review and acceptance.

FISCAL IMPACT: \$139,859.04 in revenue for the month.

EXPLANATION OF IMPACT: Fees to off-set services provided by the department.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

C- Consideration and possible action re: Notification of Indigent Burial Application and subsequent approval for Client # 3A9D20761, Client # B2FB1D7E3, and Client # 395B15470.

On January 22nd, 2023, an Indigent Burial Application was received under client 3A9D20761 from the Churchill County Public Administrator. On January 23rd, 2023 Indigent Burial Application 3A9D20761 was approved under NRS. 428.

On January 30th, 2023, an Indigent Burial Application was received under client B2FB1D7E3 from the Churchill County Public Administrator. On January 31st, 2023 Indigent Burial Application B2FB1D7E3 was approved under NRS. 428.

On February 5th, 2023, an Indigent Burial application was received under client 395B15470 from the Churchill County Public Administrator. On February 6th, 2023 Indigent Burial Application 395B15470 was approved under NRS. 482.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

D- Consideration and possible action re: Social Services notification of approval of Temporary Guardianship of Protected Person #9605D2969 under NRS 159.

Notification of Approval of emergency temporary Guardianship under NRS on October 27th, 2022 for client # 9605D2969

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

E- Consideration and possible action re: Sheriff's Civil Report for February 2023 showing a total of \$3,695.00 in revenue for the month.

Sheriff Richard Hickox provides his Civil Report for the month of November 2022 showing a total of \$3,855.00 collected as revenue for the month. This report is provided for the board's consideration and acceptance.

FISCAL IMPACT: \$3,855.00.

EXPLANATION OF IMPACT: Fees collected help to off-set the costs for providing the services.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

F- Consideration and possible action re: Recorder's Monthly Apportionment Report for February 2023 totaling \$17,231.00 in revenue for the month.

Churchill County Recorder, Tasha Hessey, provides her Recorder's Monthly Apportionment Report for February 2023 totaling \$17,231.00 in revenue for the month.

FISCAL IMPACT: \$17,231.00 in revenue.

EXPLANATION OF IMPACT: Fees to help off-set services provided.

FUNDING SOURCE: General Fund.

ACTION REQUESTED: Accept

G- Consideration and possible action re: Building Permit Activity Report for February 2023.

Provided for the board's review is the report showing 33 permits issued in the month of February 2023. Included in the 33 permits is 1 single-family-dwelling permit, 1 commercial permit, 1 industrial permit, 1 manufactured home permits, and 5 septic permits.

FISCAL IMPACT: N/A

EXPLANATION OF IMPACT: N/A

FUNDING SOURCE: N/A

ACTION REQUESTED: Accept

H- Consideration and possible action re: Building Department's Revenue Report for February 2023 totaling \$32,064.45

The Building Department provides its Revenue Report for February 2023 for the board's consideration and acceptance. A total of \$32,064.45 was received for the month.

FISCAL IMPACT: \$32,064.45

EXPLANATION OF IMPACT: Fees are collected to help offset the services provided.

FUNDING SOURCE: General Fund

ACTION REQUESTED: Accept

Chairman Scharmann asked if there was any public comment but there was none.

Commissioner Justin Heath made a motion to approve the Consent Agenda as submitted. Commissioner Myles Getto seconded the motion, which carried by unanimous vote.

Consider Future Agenda Items:

There were no future Agenda items suggested.

Commissioner and Management Staff Reports:

Chairman Scharmann reported on the following topics:

- I attended the meeting conducted by Jeremy. It was very informative about the Navy Expansion. I enjoyed speaking with Captain Tanner afterwards.

Commissioner Heath reported on the following topics:

- I attended a Health District meeting.
- We had the Lahontan Conservation District meeting.
- I also attended the FRTC briefing.

Commissioner Getto reported on the following topics:

- I had a Fire Board meeting.

- I got to go up to Carson City with Carol Lloyd, who is now gone, but it was Library Day, so I got to meet with a bunch of different assemblymen and women and got to see the assembly side.

County Manager Barbee reported on the following topics:

- I attended a multitude of meetings regarding flooding.

Comptroller Wideman had nothing to report.

Sheriff Hickox reported on the following topics:

- We had a bunch of meetings dealing with the flood.
- I attended the Western States Sheriff's meeting and they had some good training on leadership and liability.
- We attended the first meeting for the Nevada Detention and Administrators Working Group. We hosted it here.
- We did a tour of the Detention Center with other Sheriff's and got some ideas how they are operating things. We were able to help them out with a few things, as well.

Civil Deputy District Attorney Sanford had nothing to report.

Clerk/Treasurer Rothery was absent.

Claims and Payroll Transmittals:

The Claims and Payroll Transmittals were submitted for the board's consideration and approval.

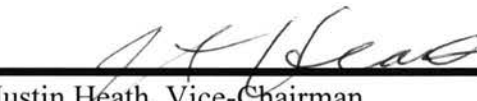
Public Comment:

Chairman Scharmann asked if there was any public comment. He said to Frank Combes that we already gave you a public comment. Frank Combes said the reason I came here was about the flood mitigation and all of that. My question is at the corner of McDonalds when you enter onto the highway there, whether you are coming out of the gas station or coming off from McDonalds, there is no turn signal. There is no left or right turn signal. It is always a standoff with the driver coming your way. I just think, with all the increased traffic around, it would be wise to look into have a turn signal light there. Commissioner Heath said you can file a complaint with NDOT because that is who controls that light. It is a state highway and we have no control over that. It is in the city limits but even the city does not have control over it. Even the marking on the road is all NDOT. Chairman Scharmann said it took us 20 years to get a light at Sheckler Road and the highway.

Adjournment:

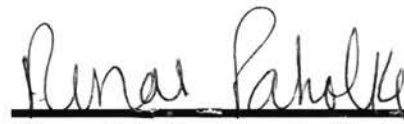
The meeting was adjourned at 2:56 PM.

Approved: 
Harry Scharmann, Chairman

Approved: 
Justin Heath, Vice-Chairman

Approved: 
Myles Getto, Commissioner

ATTEST:
Linda Rothery, Clerk/Treasurer


Renae Paholke, Deputy Clerk